IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 13816 of 2004

Between:

1 V. Venkata Naidu, S/o Late Swamy Naidu,

aged 54 years, Occ: Staff Assistant,
Vizianagaram District Cooperative Central Bank Limited,

Gajapathinagaram Branch, Gajapathinagaram Village &
Mandal, Vizianagaram District.
2 T.S.N. Murthy, S/o Prakasa Rao,
aged 50 years, Occ: Accountant,

Vizianagaram District Cooperative Central Bank Limited,
Vizianagaram,Vizianagaram District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Cooperation Department,
rep. by its Secretary, Secretariat, Hyderabad.
2 The Commissioner & Registrar of Cooperative Societies,

A.P. Hyderabad.
3 The Joint Registrar/District Coop. Officer, Vizianagaram,

Vizianagaram District.
4 The District Cooperative Central Bank Limited,

Rep. by its General Manager,
Vizianagaram, Vizianagaram District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of "Writ of Mandamus" declaring the Memorandum in Rc.No. 1/2000/2002-C(Coop) dated 20-7-2004 issued by the 3rd respondent in so far as directing the 4th respondent to take disciplinary action against the Petitioners as illegal, arbitrary, violative of principles of natural justice and against to the provisions of the A.P. Cooperative Societies Act, 1964 and Rules made there under besides without power, authority or jurisdiction and against to the judgment of Division Bench of this Hon'ble High Court of A.P. reported in 2001(1) ALT 351 and to set aside the same.

Counsel for the Petitioner: MR.V.AJAYAKUMAR

Counsel for the Respondents: GP FOR COOPERATION

The Court made the following:

ORDER:

The petitioners approached this Court through this writ petition, in anticipation of disciplinary action, that is going to be taken by the General Manager of the 4th respondent Bank on the basis of the instructions issued by the District Cooperative Officer, Vizianagaram.

2. The petitioners were not so far served with any kind of notice, initiating any kind of disciplinary action or other action against them. There is no cause of action for the petitioners to maintain the writ petition and it is premature.

3. The Writ Petition is, accordingly, dismissed. No costs.

dsr

ASSISTANT REGISTRAR

To:

1. The Secretary,

Government of Andhra Pradesh,

Cooperation Department, Secretariat,

Hyderabad

2. The Commissioner & Registrar of

Cooperative Societies, A.P, Hyderabad

3. The Joint Registrar/District Coop.Officer,

Vizianagaram, Vizianagaram District

4. Two CCs to the Government Pleader for Cooperation,

High Court Buildings, Hyderabad (OUT)

5. Two CD copies.